

IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF
PENNSYLVANIA

In Re:)
DANTE CONDELUCI and) BANKR. NO. 19-24089-GLT
HEATHER CONDELUCI,) CHAPTER 13
Debtors.)

DANTE CONDELUCI and)
HEATHER CONDELUCI,) Related to Docket No. 87
Movants/Debtors,)
vs.)
FLAGSTAR BANK, FSB,)
Respondent.)

INTERIM MORTGAGE MODIFICATION ORDER

On **June 16, 2020**, the above-named Debtor Heather Condeluci and Respondent Flagstar Bank, FSB (“Creditor”) entered into a trial modification (the “Trial Modification”), through the Court’s *Loss Mitigation Program* (LMP), with respect to the first mortgage on the Debtors’ residence, a true and correct copy of which is attached hereto as Exhibit “A”. The terms of the Trial Modification require monthly payments in the amount of **\$1,500.04** (“Trial Payments”) to begin on **July 1, 2021** and to continue in that amount until **September 1, 2021** (the “Trial Modification Period”). In light of the need for an immediate change in the distribution to the Creditor, the Debtor(s) request the Court to enter this *Interim Mortgage Modification Order* until a final, permanent modification can be presented to the Court for approval.

AND NOW, this 6th Day of July ***, 2021***, for the foregoing reasons it is hereby ***ORDERED, ADJUDGED and DECREED*** that:

(1) The Chapter 13 Trustee is authorized and directed to modify the distributions to the above-named Creditor for the Trial Modification Period. Each Trial Payment shall be made in the Amount of ***\$1,500.04*** for the following months: ***July 2021, August 2021, and September 2021***. Following the Trial Modification Period, the Chapter 13 Trustee shall continue to make distributions in the same amount as the Trial Payments until further Order of Court.

(2) In the event that a Permanent Modification is reached between the Parties, Debtors ***immediately*** shall file a *Motion to Authorize the Loan Modification* in compliance with *W.PA.LBR 9020-6(d)*.

(3) The LMP Period is extended until fourteen (14) days after the expiration of the Trial Modification Period. If Debtors have not filed a *Motion to Authorize the Loan Modification* within fourteen (14) days after the expiration of the Trial Modification Period, then Debtors shall ***immediately*** file and serve either a *Motion to Extend the Loss Modification Period* pursuant to *W.PA.LBR 9020-5(b)* or a *Motion to Terminate the Loss Modification Program* pursuant to *W.PA.LBR 9020-5(c)* that sets forth the specific reasons why an agreement was not reached.

(4) Any Party may seek a further hearing regarding the amendment or termination of this *Order* at any time during the Trial Modification Period by filing an appropriate Motion.

(5) Within three (3) days of entry of this *Order*, Debtors shall serve this *Order* electronically on the Chapter 13 Trustee at the following email address: LMP@chapter13trusteewdpa.com and Debtors shall not be entitled to rely on CM/ECF or United States Mail for service of this *Order* on the Chapter 13 Trustee. The Debtors' Certificate of Service shall reflect service upon the above identified email address.

(6) The Order entered on May 19, 2021, Doc. No. 82 approving the agreement dated May 18, 2021 is rescinded. Any trial period payments issued by the Chapter 13 Trustee toward the agreement dated May 18, 2021 shall be credited by Respondent Flagstar Bank as trial period payments toward the agreement dated June 16, 2021.

DATED: July 06, 2021



GREGORY A. TADDONI, Q.C.
U.S. Bankruptcy Court

Case administrator to serve:
Debtors
Counsel for Debtors
Counsel for Creditor
Ronda J. Winneccour, Esq., Ch 13 Trustee

In re:
Dante Condeluci
Heather Condeluci
Debtors

Case No. 19-24089-GLT
Chapter 13

District/off: 0315-2
Date Rcvd: Jul 06, 2021

User: dkam
Form ID: pdf900

Page 1 of 2
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 08, 2021:

Recip ID	Recipient Name and Address
db/jdb	+ Dante Condeluci, Heather Condeluci, 102 Caldwell Street, Mc Kees Rocks, PA 15136-2569

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 08, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 6, 2021 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor FLAGSTAR BANK FSB bnicholas@kmllawgroup.com
Glenn R. Bartifay	on behalf of Joint Debtor Heather Condeluci gbartifay@bartifaylaw.com sfallat@bartifaylaw.com;gbartifay@yahoo.com
Glenn R. Bartifay	on behalf of Debtor Dante Condeluci gbartifay@bartifaylaw.com sfallat@bartifaylaw.com;gbartifay@yahoo.com
Jeffrey R. Hunt	on behalf of Creditor TOWNSHIP OF STOWE and STO-ROX SCHOOL DISTRICT jhunt@grblaw.com cnoroski@grblaw.com
Jerome B. Blank	on behalf of Creditor FLAGSTAR BANK FSB pawb@fedphe.com
Keri P. Ebeck	on behalf of Creditor Duquesne Light Company kebeck@bersteinlaw.com jbluemle@bersteinlaw.com

District/off: 0315-2

User: dkam

Page 2 of 2

Date Rcvd: Jul 06, 2021

Form ID: pdf900

Total Noticed: 1

Maria Miksich

on behalf of Creditor FLAGSTAR BANK FSB mmiksich@kmllawgroup.com

Office of the United States Trustee

ustpregion03.pi.ecf@usdoj.gov

Ronda J. Winneccour

cmeclf@chapter13trusteewdpa.com

Thomas Song

on behalf of Creditor FLAGSTAR BANK FSB pawb@fedphe.com

TOTAL: 10